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In re Patent No. 7,122,620
Issue Date: October 17, 2006
Application No. 09/487,790
Filed: January 20, 2000
Patentee(s): Raphael Gorodetsky, et. al.

DECISION ON PETITION

This is a decision on the petition under 37 CFR 1.182 filed on April 4, 2007, which is being treated as a request under 37 CFR 3.81(b)¹ to correct the name of the assignee on the front page of the above-identified patent by way of a certificate of correction.


The petition is dismissed.

Petitioner requests issuance of a Certificate of Correction in the name of "Hadasit Medical Research Services and Development Ltd." However, Office PALM computer database assignment records do not reflect that an assignment in the name of "Hadasit Medical Research Services and **Development Ltd.**" was ever recorded.

37 CFR 3.81(b) permits the patent to issue in the name of an assignee if the assignment was submitted after payment of the issue fee, but *prior to issuance of a patent*. Since there is no assignment recorded with the Patent and Trademark Office, prior to issuance that shows "Hadasit Medical Research Services and **Development Ltd.**", as the assignee, a Certificate of Correction would not be in order.

On the other hand, petitioner is entitled to receive a Certificate of Correction in the name "Hadasit Medical Research Services and **Development Company Ltd.**, Jerusalem, Israel" as recorded in the Patent and Trademark Office at reel number 010535 and frame number 0613, provided that a renewed petition and a corrected Certificate of Correction form PTO/SB/44 are submitted. No further fees are required for the renewed petition.

Inquiries concerning this decision should be directed to the undersigned at (571) 272-3226.


Andrea Smith
Petitions Examiner
Office of Petitions

¹ See MPEP 1309, subsection II; and Official Gazette of June 22, 2004.